

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 755 Session of
1997

INTRODUCED BY JUBELIRER, LEMMOND, WENGER, RHOADES, CORMAN,
KUKOVICH, O'PAKE, HUGHES, MOWERY, SLOCUM, ROBBINS, SALVATORE,
PICCOLA, HART, PUNT, THOMPSON, SCHWARTZ, MUSTO, AFFLERBACH
AND WOZNIAK, MARCH 20, 1997

REFERRED TO FINANCE, MARCH 20, 1997

AN ACT

1 Amending the act of April 9, 1929 (P.L.343, No.176), entitled,
2 as amended, "An act relating to the finances of the State
3 government; providing for the settlement, assessment,
4 collection, and lien of taxes, bonus, and all other accounts
5 due the Commonwealth, the collection and recovery of fees and
6 other money or property due or belonging to the Commonwealth,
7 or any agency thereof, including escheated property and the
8 proceeds of its sale, the custody and disbursement or other
9 disposition of funds and securities belonging to or in the
10 possession of the Commonwealth, and the settlement of claims
11 against the Commonwealth, the resettlement of accounts and
12 appeals to the courts, refunds of moneys erroneously paid to
13 the Commonwealth, auditing the accounts of the Commonwealth
14 and all agencies thereof, of all public officers collecting
15 moneys payable to the Commonwealth, or any agency thereof,
16 and all receipts of appropriations from the Commonwealth,
17 authorizing the Commonwealth to issue tax anticipation notes
18 to defray current expenses, implementing the provisions of
19 section 7(a) of Article VIII of the Constitution of
20 Pennsylvania authorizing and restricting the incurring of
21 certain debt and imposing penalties; affecting every
22 department, board, commission, and officer of the State
23 government, every political subdivision of the State, and
24 certain officers of such subdivisions, every person,
25 association, and corporation required to pay, assess, or
26 collect taxes, or to make returns or reports under the laws
27 imposing taxes for State purposes, or to pay license fees or
28 other moneys to the Commonwealth, or any agency thereof,
29 every State depository and every debtor or creditor of the
30 Commonwealth," further providing for redevelopment assistance
31 capital projects; providing limitations on redevelopment
32 assistance capital projects; and making editorial changes.

1 The General Assembly of the Commonwealth of Pennsylvania
2 hereby enacts as follows:

3 Section 1. The definition of "Redevelopment Assistance
4 Capital Project" in section 1602-B of the act of April 9, 1929
5 (P.L.343, No.176), known as The Fiscal Code, amended June 28,
6 1993 (P.L.183, No.39), is amended to read:

7 Section 1602-B. Definitions.--As used in this article--

8 * * *

9 "Redevelopment Assistance Capital Project" shall mean the
10 design and construction of facilities which (i) are facilities
11 other than housing units, highways, bridges, waste disposal
12 facilities, sewage systems or facilities, or water systems or
13 facilities, and are projects which cannot obtain funding under
14 other State or Federal programs; (ii) are economic development
15 projects which generate substantial increases in employment, tax
16 revenues or other measures of economic activity, including such
17 projects with cultural, historical or civic significance; (iii)
18 are facilities which have a regional or multijurisdictional
19 impact; (iv) are eligible for tax-exempt bond funding under
20 existing Federal law and regulations; (v) have a fifty per
21 centum non-State participation documented at the time of
22 application, at least half of which is secured funding, and
23 which the only noncash non-State participation permitted is land
24 donation and toward which State funds from other programs may
25 not be used, Provided, however, That a portion of any funds
26 reserved for the future physical maintenance and operation of
27 the facilities may be included as a part of the fifty per centum
28 non-State participation; and (vi) have a total project cost of
29 five million dollars (\$5,000,000) or more for projects in first
30 and second class counties and three million dollars (\$3,000,000)

1 or more for projects in second class A through eighth class
2 counties, or for such projects in municipalities designated as
3 "financially distressed municipalities" under the provisions of
4 the act of July 10, 1987 (P.L.246, No.47), known as the
5 "Municipalities Financial Recovery Act," or municipalities that
6 are identified at the time of application by the Department of
7 Community [Affairs] and Economic Development, under the
8 department's early warning system, as scoring at least one-half
9 standard deviation above the mean score, or municipalities that
10 have part or all of an enterprise zone within the municipal
11 boundaries, and have a total project cost of one million dollars
12 (\$1,000,000) or more; and (vii) have a cooperation agreement
13 between the applicant and a redevelopment authority or
14 industrial development authority or general purpose unit of
15 local government if the applicant does not administer the grant.
16 Applicants can be redevelopment authorities, industrial
17 development authorities or general purpose units of local
18 government.

19 * * *

20 Section 2. Sections 1616.1-B and 1616.2-B(a) of the act,
21 amended or added June 28, 1993 (P.L.183, No.39), are amended to
22 read:

23 Section 1616.1-B. Appropriation and Limitation on
24 Redevelopment Assistance Capital Projects.--(a) The amount
25 necessary to pay principal of and interest on all obligations
26 issued to provide funds for redevelopment assistance capital
27 projects is hereby appropriated from the General Fund and shall
28 be transferred to the Capital Debt Fund upon authorization by
29 the Governor.

30 (b) The maximum amount of redevelopment assistance capital

1 projects undertaken by the Commonwealth for which obligations
2 are to be issued shall not exceed, in aggregate, [seven hundred
3 million dollars (\$700,000,000).] one billion dollars
4 (\$1,000,000,000). No more than forty per centum of said amount
5 shall be allocated or granted for projects located in a county
6 of the first class and no more than thirty per centum of said
7 amount shall be allocated or granted for projects located in a
8 county of the second class.

9 Section 1616.2-B. Funding and Administration of
10 Redevelopment Assistance Capital Projects.--(a) The Secretary
11 of the Budget, in consultation with the Secretary of [Commerce
12 and the Secretary of Community Affairs] Community and Economic
13 Development, shall approve or disapprove redevelopment
14 assistance capital projects.

15 * * *

16 Section 3. This act shall take effect immediately.